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Substantively Consolidated SIPA Liquidation of
Bernard L. Madoff Investment Securities LLC
and for the Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

Adv. Pro. No. 10-04973 (SMB)

v.

CONNECTICUT GENERAL LIFE INSURANCE
COMPANY, a Connecticut corporation, and
AMERICAN GENERAL LIFE ASSURANCE
COMPANY, a Pennsylvania corporation,

Defendants.

**STIPULATION AND ORDER FOR VOLUNTARY DISMISSAL OF ADVERSARY
PROCEEDING WITH PREJUDICE**

Irving H. Picard (the “Trustee”), as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities LLC (“BLMIS”) under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa, *et seq.* (“SIPA”), and the substantively consolidated estate of Bernard L. Madoff individually (“Madoff”), by and through his counsel, Baker & Hostetler LLP, and defendant Connecticut General Life Insurance Company (“CGLIC”), by and through its counsel, Kirkland & Ellis LLP, and defendant AGL Life Assurance Company, now known as Lombard International Life Assurance Company, and sued as American General Life Assurance Company (“AGLAC” and collectively with CGLIC, “Defendants”), by and through its counsel, Otterbourg P.C. (collectively, the “Parties”), hereby stipulate and agree to the following:

1. On December 2, 2010, the Trustee filed the Complaint against Defendants. Trustee filed an Amended Complaint on December 9, 2010.
2. On October 19, 2011, AGLAC filed an Answer to the Amended Complaint and a Cross-Claim against CGLIC.
3. CGLIC has not filed a response to the Amended Complaint or the Cross-Claim.
4. On September 7, 2016, the Trustee and CGLIC entered into a settlement agreement pursuant to the Settlement Procedures Order, entered by this Court on November 12, 2010 [Dkt. No. 3181].
5. On August 26, 2016, CGLIC and AGLAC entered into a settlement agreement with respect to the Cross-Claim.
6. In accordance with Federal Rule of Bankruptcy Procedure 7041(a)(1)(ii), and Federal Rule of Civil Procedure 41(a)(1)(A)(ii), the Parties hereby stipulate to dismissal of the adversary proceeding with prejudice, with all Parties to bear their own fees and costs.

7. The provisions of this Stipulation shall be binding upon and shall inure to the benefit of the Parties and their respective successors and assigns and upon all creditors and parties of interest.

8. This Stipulation may be signed by the Parties in any number of counterparts, each of which when so signed shall be an original, but all of which shall together constitute one and the same instrument. A signed facsimile, photostatic or electronic copy of this Stipulation shall be deemed an original.

Dated: September 21, 2016

Of Counsel:

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*Attorneys for Defendant AGL Life Assurance
Company, now known as Lombard International
Life Assurance Company, sued as American
General Life Assurance Company*

SO ORDERED

Dated: September 22nd, 2016
New York, New York

/s/ STUART M. BERNSTEIN
HONORABLE STUART M. BERNSTEIN
UNITED STATES BANKRUPTCY JUDGE